

S-1905

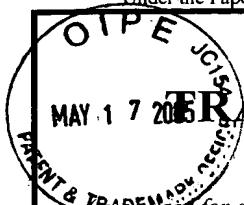
enr) 1646 \$

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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 <p>TRANSMITTAL FORM</p> <p><i>(used for all correspondence after initial filing)</i></p>		Application Number	09/909,088
		Filing Date	July 18, 2001
		First Named Inventor	Ashkenazi, et al.
		Group/Art Unit	1646
		Examiner Name	Andres, Janet L.
Total Number of Pages in This Submission		Attorney Docket Number	39780-1618P2C79

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request (3-month EOT = \$1,020.00) <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px;">stamped return postcard</div>		
			<input type="checkbox"/> Remarks	
			AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.	

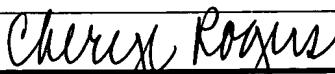
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	ANNA L. BARRY, ESQ., Reg. No. 51,436, HELLER EHRLMAN, LLP		
Signature			
Date	MAY 17, 2005	Customer Number:	35489

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20231, on this date:

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Typed or printed name	CHERYL ANN ROGERS		
Signature		Date	MAY 17, 2005

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<p style="text-align: center;">O I P E FEE TRANSMITTAL for FY 2005 <small>MAY 17, 2005</small> <small>Effective 12/01/2004. Patent fees are subject to annual revision.</small></p>		<i>Complete if Known</i>	
		Application Number	09/909,088
		Filing Date	July 18, 2001
		First Named Inventor	Ashkenazi, et al.
		Examiner Name	Andres, Janet L.
		Art Unit	1646
		Attorney Docket No.	39780-1618P2C79
<small>PATENT FEE TRANSMITTAL</small> <small>37 CFR 1.27</small> <small>Applicant claims small entity status. See 37 CFR 1.27</small>			
TOTAL AMOUNT OF PAYMENT		(\$) 1.020.00	

METHOD OF PAYMENT (check one)					FEE CALCULATION (continued)				
<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None	3. ADDITIONAL FEES				
<input checked="" type="checkbox"/> Deposit Account:					Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
Deposit Account Number	08-1641 (Docket No. 39780-1618P2C79)				1051	130	2051	65	Surcharge - late filing fee or oath
Deposit Account Name	Heller Ehrman White & McAuliffe LLP				1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
The Commissioner is authorized to: (check all that apply)					1053	130	1053	130	Non-English specification
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments					1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination
<input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application					1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.					1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
FEE CALCULATION					1251	120	2251	60	Extension for reply within first month
1. BASIC FILING FEE					1252	450	2252	225	Extension for reply within second month
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid				1,020.00
1001	300	2001	150	Utility filing fee					
1002	350	2002	175	Design filing fee					
1003	550	2003	275	Plant filing fee					
1004	790	2004	395	Reissue filing fee					
1005	200	2005	100	Provisional filing fee					
SUBTOTAL (1) (\$)					1253	1,020	2253	510	Extension for reply within third month
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE					1254	1,590	2254	795	Extension for reply within fourth month
Total Claims	 	-20** =	 	x = 	1255	2,160	2255	1,080	Extension for reply within fifth month
Independent Claims	 	-3** =	 	x = 	1401	500	2401	250	Notice of Appeal
Multiple Dependent	 		 	= 	1402	500	2402	250	Filing a brief in support of an appeal
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid				
1202	50	2202	25	Claims in excess of 20	1403	1,000	2403	500	Request for oral hearing
1201	200	2201	100	Independent claims in excess of 3	1451	1,510	1451	1,510	Petition to institute a public use proceeding
1203	360	2203	180	Multiple dependent claim, if not paid	1452	500	2452	250	Petition to revive - unavoidable
1204	200	2204	100	**Reissue independent claims over original patent	1453	1,500	2453	750	Petition to revive - unintentional
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent	1501	1,400	2501	700	Utility issue fee (or reissue)
SUBTOTAL (2) (\$)					1502	800	2502	400	Design issue fee
Other fee (specify) _____					1503	1,100	2503	550	Plant issue fee
					1460				Petitions to the Commissioner
					1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
					1806	180	1806	180	Submission of Information Disclosure Stmt
					8021	40	8021	40	Recording each patent assignment per property (times number of properties)
					1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))
					1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))
					1801	790	2801	395	Request for Continued Examination (RCE)
					1802	900	1802	900	Request for expedited examination of a design application
SUBTOTAL (3) (\$)									

***or number previously paid, if greater; For Reissues, see above*

SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	Anna L. Barry, Esq.	Registration No. (Attorney/Agent)	51,436	Telephone 650-324-7000
Signature		Date	May 17, 2005	Customer No. 35489

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop _____, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:) Examiner: Andres, Janet L.
Avi ASHKENAZI, et al.)
Application Serial No. 09/909,088) Art Unit: 1646
Filed: July 18, 2001) Confirmation No. 1981
For: **SECRETED AND TRANS-**) Attorney's Docket No. 39780-1618 P2C79
MEMBRANE POLYPEPTIDES)
AND NUCLEIC ACIDS)
ENCODING THE SAME)
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Date Mailed: May 17, 2005

AMENDMENT AND RESPONSE

MS: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on November 17, 2004 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. This response is timely filed with a Petition for Extension of time for three months with fees.

Amendments to the Claims are reflected in the listing of claims that begins on page **2** of this paper.

Remarks/Arguments begin on page **7** of this paper.

05/20/2005 EFLORES 00000053 081641 09909088

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